

#14

In The United States Patent and Trademark Office

In re Application of:

Assignee: Technologies and Devices International,
Inc.

Inventors: YURI V. MELNIK, et al.

Application No: 09/903,047

Filed: July 11, 2001

For: **METHOD FOR ACHIEVING LOW
DEFECT DENSITY AlGaN SINGLE
CRYSTAL BOULES**

CONFIRMATION NO.: 9410

Date of Mailing of "Notice of Allowance and Base
Issue Fee Date" March 24, 2003

Art Unit: 1765

Examiner: Felisa Carla Hiteshew

Certificate of Mailing Under 37 C.F.R. § 1.8

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Date: 7-18-03

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Pam Golden
Signature of Person Mailing

Pam Golden

PETITION TO WITHDRAW FROM ISSUE UNDER 37 C.F.R. 1.313

MAIL STOP 313(c)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants hereby petition for the withdrawal of this application from issue and for its
express abandonment in accordance with 37 C.F.R. § 1.313(b)(1). A Non-Publication Request was filed
on July 11, 2001 and a PCT application was filed on July 8, 2002 without timely filing a rescension of the
previously filed Non-Publication Request. Accordingly, Applicants submit that the Notice of Allowance
was a mistake on the part of the PTO as the application was automatically abandoned per 35 U.S.C.
122(b)(2)(B)(iii).

The issue fee was paid on June 2, 2003.

The Commissioner is hereby authorized to charged the petition fee (37 C.F.R. § 1.17(h))
to Deposit Account No. 50-2518. This sheet is submitted in duplicate.

Please address all correspondence regarding this communication to the following address:

David G. Beck
Bingham McCutchen, LLP
Three Embarcadero Center, 18th Floor
San Francisco, California 94111
Telephone: (415) 393-2404 Telefax: (415) 393-2286

Respectfully submitted,

Dated: 7/18/03 By: [Signature]

David G. Beck, Registration No. 37,776

07/24/2003 CKHLOK 00000003 502518 09903047

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office of petition
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Docket No. 2023600-7006242001

Certificate of Mailing/Transmission (37 C.F.R. § 1.8(a)):

Pursuant to 37 C.F.R. § 1.8, I hereby certify that this paper and all enclosures are being deposited with the United States Postal Service as first class mail on the date indicated below in an envelope addressed to the Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Dated: 7-21-03 Name of Person Certifying: Pam Golden
Printed Name: Pam Golden

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yuri V. Melnik, et al. Assignee: Technologies and Devices International, Inc.
Filing Date: July 11, 2001 Examiner: Felisa Carla Hiteshow
Serial No.: 09/903,047 Group Art Unit: 1765
Title: **METHOD FOR ACHIEVING LOW DEFECT DENSITY AlGaN SINGLE CRYSTAL BOULES**

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Enclosed for filing are the following:

- ☒ Petition to Revive Under 37 C.F.R. 1.137(b) and the fee set forth under 37 C.F.R. 1.17(m) **\$650.00**
- ☒ Rescission of Previous Nonpublication Request.
- ☒ Copy of previously filed Petition to Withdraw from Issue Under 37 C.F.R. 1.313.
- ☒ Transmittal (in dupe.)
- ☒ Return Postcard.
- ☒ Please charge Deposit Account No. **50-2518**, in the amount of **\$650.00** to cover the above-fees. *A duplicate copy of this sheet is enclosed.*
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. **50-2518**.
A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: 7/21/03

By: David G. Beck
David G. Beck
Registration No.: 37,776

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PTO/SB/36 (05-03)

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**RESCISSION OF PREVIOUS
NONPUBLICATION REQUEST**

(35 U.S.C. 122(b)(2)(B)(iii))

AND, IF APPLICABLE,

NOTICE OF FOREIGN FILING

(35 U.S.C. 122(b)(2)(B)(iii))

Send completed form to:

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P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 305-8568

Application Number	09/903,047
Filing Date	July 11, 2001
First Named Inventor	Yuri V. Melnik, et al.
Title	METHOD FOR ACHIEVING LOW DEFECT DENSITY AlGaN SINGLE CRYSTAL BOULES
Atty Docket Number	2023600-7006242001
Group Art Unit	1765
Examiner	Felisa Carla Hiteshew

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby rescind the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).

7/21/03

Date

Signature

(415) 393-2404

Telephone Number

David G. Beck, Reg. No, 37,776

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

If information or assistance is needed in completing this form, please contact the Pre-Grant Publication Division at (703) 605-4283 or by e-mail at PGPub@USPTO.gov.

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Name (Print/Type)	Pam Golden
Signature	

Date	7-21-03
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Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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